

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

JOHN A. MAGANA,

Plaintiff,

v.

CSP SOLANO CDCR, et al.,

Defendants.

No. 2:23-cv-2007 DJC AC P

ORDER

Plaintiff, a former state prisoner proceeding pro se, filed this civil rights action seeking relief under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

On December 5, 2024, the Magistrate Judge filed findings and recommendations herein which were served on Plaintiff and which contained notice to Plaintiff that any objections to the findings and recommendations were to be filed within twenty-one days. ECF No. 9. Plaintiff has not filed objections to the findings and recommendations.

The Court has reviewed the file and finds the findings and recommendations to be supported by the record and by the Magistrate Judge's analysis. Accordingly, IT IS HEREBY ORDERED that:

1. The findings and recommendations (ECF No. 9) are adopted in full;

1 2. For the reasons set forth in the October 31, 2024 Screening Order (ECF No.
2 8 at 3), all claims and defendants are dismissed without prejudice except for plaintiff's
3 Eighth Amendment claim against defendant Cortez for failing to provide pain
4 medication; and

5 3. This matter is referred back to the assigned magistrate judge for all further
6 pretrial proceedings.

7
8 IT IS SO ORDERED.

9 Dated: January 31, 2025


Hon. Daniel J. Calabretta
UNITED STATES DISTRICT JUDGE